

1 DAVID L. ANDERSON (CABN 149604)
United States Attorney

2 HALLIE HOFFMAN (CABN 210020)
3 Chief, Criminal Division

4 KRISTINA GREEN (NYBN 5226204)
Assistant United States Attorney

5 450 Golden Gate Avenue, Box 36055
6 San Francisco, California 94102-3495
7 Telephone: (415) 436-6912
8 FAX: (415) 436-7027
Kristina.Green@usdoj.gov

Attorneys for United States of America

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION
12
13

14 UNITED STATES OF AMERICA,)	CASE NO. 20-CR-00397 RS
)	
15 Plaintiff,)	STIPULATION TO EXCLUDE TIME FROM
)	NOVEMBER 17, 2020 TO SEPTEMBER 23, 2022
16 v.)	AND ORDER
)	
17 NICOLE SUNO, A/K/A "NICOLE SHIH",)	
)	
18 Defendant.)	
)	

19
20 It is hereby stipulated by and between counsel for the United States and counsel for the
21 defendant Nicole Suno, that time be excluded under the Speedy Trial Act from November 17, 2020
22 through September 23, 2022.

23 At the status conference held on November 17, 2020, the government and counsel for the
24 defendant agreed that time be excluded through September 23, 2022 under the Speedy Trial Act because
25 prosecution has been deferred for this period pursuant to a written deferred prosecution agreement with
26 the defendant, with the approval of the Court, for the purpose of allowing the defendant to demonstrate
27 good conduct. 18 U.S.C. § 3161(h)(2). For this reason and as further stated on the record at the status
28 conference, the parties stipulate and agree that excluding time from November 17, 2020 through

September 23, 2022 is appropriate in light of the deferred prosecution agreement. *See* 18 U.S.C. § 3161(h)(2).

The parties further stipulate and agree that, as part of the deferred prosecution agreement and as stated therein, the defendant has agreed to waive all rights to a speedy trial pursuant to the Sixth Amendment of the United States Constitution, Title 18, United States Code, Section 3161, Federal Rule of Criminal Procedure 48(b), and any applicable Local Rules of the United States District Court for the Northern District of California.

The undersigned Assistant United States Attorney certifies that she has obtained approval from counsel for the defendant to file this stipulation and proposed order.

IT IS SO STIPULATED.

DATED: November 30, 2020

/s/ Kristina Green
KRISTINA GREEN
Assistant United States Attorney

DATED: November 30, 2020

/s/ August Gugelmann
AUGUST GUGELMANN
Counsel for Defendant Nicole Suno

ORDER

Based upon the facts set forth in the stipulation of the parties and the representations made to the Court on November 17, 2020, IT IS HEREBY ORDERED that the time from November 17, 2020 through September 23, 2022 shall be excluded from computation under the Speedy Trial Act. 18 U.S.C. § 3161(h)(2).

IT IS SO ORDERED.

DATED: November 30, 2020


THE HONORABLE RICHARD SEEBORG
United States District Judge